IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.4589 of 2008
ASHOK KUMAR PANDEY
Versus
STATE OF BIHAR
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4. 1.7.2008 Heard.

The case is under section 376 of the Code of Criminal Procedure and the allegation is that petitioner committed rape on the lady by threatening her with a chura. Learned presiding officer, F.T.C.-II, Muzaffarpur, who dismissed the prayer for bail , has accepted animosity between the parties and partial action of the police officer and his family members also suggests possibility of false implication but still he went on dismissing the prayer for bail.

Regard being had to the facts and circumstances of the case and the finding recorded by the court below, let petitioner namely Ashok Kumar Pandey be released on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge, FTC-II, Muzaffarpur, in connection with Sessions Trial no.450 of 2007 arising out of Kanti P.S. case no.85 of 2003.

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sudip **(Dharnidhar Jha, J)**